

CHESTNUTHILL TOWNSHIP SUPERVISORS
ROUTE 715, BRODHEADSVILLE, PA 18322
MINUTES OF MEETING – June 1, 2010

A regular meeting of the Chestnuthill Township Board of Supervisors was called to order at 7:00 p.m. on Tuesday, June 1, 2010 at the Township Municipal Building Rte 715, Brodheadsville. Those present were Chuck Gould (Chairman), Dave Fleetwood (Vice-Chairman), Chris Eckert (Supervisor), David Albright (Township Manager), Cathy Martinelli (Office Manager), and Atty. Joseph P. McDonald, Jr.

The **Pledge of Allegiance** to the Flag was led by Mr. Thody.

Executive Session. Was held on May 4th on a litigation issue.

Unit Care Agreement. None.

Parks. Bernie Kozen was present and reported the following events:

- Top Dog 4H Club Dog Walk 6/12/10 10am-noon
- Art Workshops 7/2, 7/12, 7/19, 8/5
- Ross Twp park 7/30/10 9:30am
- Star Gazing @ Regional Park 7/17/10 8:30pm
- Art in the Park 7/25/10 1pm-4pm
- Miscellaneous:
AED unit at the park THANKS Chris Eckert for his help in procuring the machine.

Public Comment. None.

Minutes. On motion made by Dave Fleetwood, seconded by Chris Eckert it was voted to approve the minutes of the May 4th meeting, as distributed. (3-0) On motion made by Dave Fleetwood, seconded by Chris Eckert it was voted to approve the minutes of the May 7th meeting, as distributed. (2-0) Chuck was absent. On motion made by Chris Eckert, seconded by Dave Fleetwood it was voted to approve the minutes of the May 17th meeting, as distributed. (3-0)

Correspondence.

LV Sustainable Landscape Tour. There will be a tour of 7 sites on Tuesday, June 22nd, cost is \$25.00 per person which includes Breakfast & Lunch. On motion made by Chris Eckert, seconded by Dave Fleetwood it was voted to approve Dave Albright, Chuck Gould, and Dave Fleetwood's attendance. (3-0)

Old Business. Outdoor wood burner ordinance – TABLED until further notice.

New Business.

Cancel Supervisors next meeting 6/15/10. On motion made by Chris Eckert, seconded by Dave Fleetwood it was voted to cancel the meeting on 6/15/10 and to hold a bill paying meeting on 6/14/10 at 7:30am, no other business will be conducted. (3-0)

Authorization to purchase a self propelled industrial vacuum. This vacuum will be used 75% at the Transfer Station and 25% at the Park to pickup litter, etc. On motion made by Chris Eckert, seconded by Dave Fleetwood it was voted to approve the purchase costing \$3,145.00.(3-0)

Bills. On motion made by Dave Fleetwood, seconded by Chris Eckert it was voted to pay the General Fund bills. (3-0)

Plans.

Merwine, Connie (Major Subdivision & LDP) Keystone Engineering. In for final approval. It was asked via phone to table this plan tonight. On motion made by Dave Fleetwood, seconded by Chris Eckert it was voted to table this plan tonight. (3-0) (Plan date 7/1/09) (**waiver until 7/15/10**)

Merwine, Connie (Land Development Plan) Keystone Engineering. In for final approval. It was asked via phone to table this plan tonight. On motion made by Dave Fleetwood, seconded by Chris Eckert it was voted to table this plan tonight. (3-0) (Plan date 7/1/09) (**waiver until 7/15/10**)

Kal-Tac Inc. (Land Development Plan/Reverse Subdivision Plan) Effort Associates. It was asked via phone that this plan be tabled tonight. On motion made by Chris Eckert, seconded by Dave Fleetwood it was voted to table this plan. (3-0) (Plan date 8/2003) (**open ended waiver**)

Pleasant Valley Assembly of God. (Prelim/Final Plan) Niclaus Engineering. It was asked via phone to table this plan tonight. On motion made by Chris Eckert, seconded by Dave Fleetwood it was voted to table this plan. (3-0) (Plan date April 1, 2008) (**open ended waiver**)

Green, William III (Minor Subdivision) George Collura, PLS. Ms. Albert was present to give the Board an update on her plan. It is the intent of the property owner to subdivide the 52 acre tract of land into two lots. Lot 2 for residential purposes and Lot 1 to be retained for agricultural purposes. The floodplain encompasses about two-thirds (2/3) of lot 2. Section 119.38D(4)(a) of the zoning ordinance requires that the floodplain be excluded in net area calculations. Therefore, minimum lot area requirements are not met. The owners have two options, to enlarge the lot size and/or obtain a variance from the Zoning Hearing Board to include floodplain in lot area calculations. Ms. Green has filed an application for a hearing for a variance. It is located on the corner of Rte 115 and Effort Neola Road. On motion made by Chris Eckert, seconded by Dave Fleetwood it was voted to table this plan. (3-0) (Plan date 9/30/09) (**open ended waiver**)

Heller, Larry & Kathleen. (Minor Subdivision) Brian Courtright. It was asked via phone to table this plan tonight. On motion made by Chris Eckert, seconded by Dave Fleetwood it was voted to table this plan. (3-0) (Plan date 12/18/08) (**open ended waiver 12/2/09**)

CVS Pharmacy, LLC. (Land Development Plan) Bohler Engineering. Atty. Eric Schock was present on behalf of this plan, as well as the construction supervisor. Engineer McDermott's review letter dated May 12, 2010 was reviewed. A lengthy discussion ensued. It was noted that the well has not been moved to date. It was made very clear to the representatives of CVS, that a sewage permit will **NOT** be issued until the well is moved. There are many outstanding items including the following:

- Open space in lieu fee of \$4,206.25
- Developers agreement
- Construction Cost estimate – road improvements must be included or Proof that it will be bond with Penn Dot must be received
- Stormwater maintenance & monitor agreement
- Stormwater maintenance fund fee of \$3,800.00
- Highway Occupancy Permit
- NPDES Permit

A waiver was requested to change the plan from preliminary to preliminary/final plan. It was recommended by the Planning Commission to the Board of Supervisors to approve this waiver request. On motion made by Dave Fleetwood, seconded by Chris Eckert it was voted to approve this waiver request.(3-0) On motion made by Chuck Gould, seconded by Chris Eckert it was voted to table this plan tonight, subject to receiving a time waiver before the next meeting. (3-0) (Plan date 8/29/09) (**waiver until 7/7/10**) (Rev. 10/30/09, 12/23/09, 1/12/10, 2/4/10, 3/3/10)

Recess. On motion made by Chris Eckert, seconded by Dave Fleetwood it was voted to recess to the Public Hearing on the Amendments to the Official map at 8:23 p.m. (3-0)

Out of Recess. On motion made by Dave Fleetwood, seconded by Chris Eckert it was voted to return to public meeting at 8:40p.m. (3-0) On motion made by Dave Fleetwood, seconded by Chris Eckert it was voted to discuss and vote on the Amendment to the Official Map on July 6th at 7:00pm. No stenographer will be required. (3-0)

Donation to Brodhead Watershed. On motion made by Dave Fleetwood, seconded by Chris Eckert it was voted to make a \$250.00 donation. (3-0) Mr. Baker expressed concerns about the Township giving donations.

Public Comment. Mr. Thody appreciated Dave Fleetwood's interest in forming a Historical Society.

Planning Module Approval.

Heller, Larry & Kathleen. It was asked via phone to table this module tonight. On motion made by Chris Eckert, seconded by Dave Fleetwood it was voted to table this tonight. (3-0)

Adjournment. There being no further business, on motion made by Chuck Gould, seconded by Dave Fleetwood it was voted to adjourn into executive session on a litigation matter at 8:50p.m. (3-0)

Respectfully submitted,

Cathy A. Martinelli
Recording Secretary